

QUANARDO TAYLOR, #42174-037	*	
Plaintiff,		
v.	*	CIVIL ACTION NO. PJM-10-2315
DR. HAMMOND, et al.	*	
Defendants.		

² In addition to the Complaint letter, on or about August 19, 2010, the Court received for filing a “Motion to Seek Medical Attention” from Taylor and a letter from another USP-Hazelton inmate seeking assistance for Taylor. Paper Nos. 2 & 3. A ruling on the Motion shall be left for the transferee

defendant who is immune from such relief. The screening is necessary to determine whether defendants should be required to respond to the action.

Pursuant to 28 U.S.C. § 1391(b), a civil action wherein jurisdiction is not founded solely only on "diversity of citizenship" may, except as otherwise provided by law, be brought only in (1) a judicial district where any defendant resides, if all defendants reside in the same state, (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of the property that is the subject of the action is situated, or (3) a judicial district in which any defendant is subject to personal jurisdiction at the time the action is commenced, if there is no district in which the action may otherwise be brought.

Assuming, *arguendo*, that Taylor's allegations state a claim that may be brought in federal court, it is clear that this Court lacks venue under § 1391(b). Taylor is confined at a BOP facility in West Virginia, the Complaint contains no allegations arising in Maryland and none of the Defendants reside in Maryland. The Court will, by separate Order, direct the Clerk to transfer the matter to the United States District Court for the Northern District of West Virginia at Clarksburg, pursuant to 28 U.S.C. § 1406(a).

August 31, 2010

/s/

ALEXANDER WILLIAMS, JR. for
PETER J. MESSITTE
UNITED STATES DISTRICT JUDGE

court's consideration.